

AO 440 (Rev. 8/01) Summons in a Civil Action

| RETURN OF SERVICE | | |
|---|----------|-------------------------|
| Service of the Summons and complaint was made by me ⁽¹⁾ | | DATE <u>06/11/07</u> |
| NAME OF SERVER (PRINT) <u>Larry Michael Newton</u> | | TITLE <u>Runner</u> |
| Check one box below to indicate appropriate method of service | | |
| <input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <div style="margin-left: 40px;"><u>David Martin's Office</u></div> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. <div style="margin-left: 40px;">Name of person with whom the summons and complaint were left:</div> <input type="checkbox"/> Returned unexecuted: <input type="checkbox"/> Other (specify): | | |
| STATEMENT OF SERVICE FEES | | |
| TRAVEL | SERVICES | TOTAL \$0.00 |
| DECLARATION OF SERVER | | |
| <p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <p>Executed on <u>06/11/07</u></p> <p style="text-align: center; font-size: small;">Date</p> </div> <div style="width: 60%;"> <p><u><i>Larry Michael Newton</i></u></p> <p style="text-align: center; font-size: small;">Signature of Server</p> <p><u>184 Commerce St. Montgomery, AL</u></p> <p style="text-align: center; font-size: small;">Address of Server</p> </div> </div> <div style="text-align: right; margin-top: 50px;"> <p style="font-size: 1.2em; font-weight: bold;">RETURNED AND FILED</p> <p style="font-size: 1.2em; font-weight: bold;">JUN 12 2007</p> <p style="font-size: 0.8em; font-weight: bold;">CLERK U. S. DISTRICT COURT MIDDLE DIST. OF ALA.</p> </div> | | |

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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UNITED STATES DISTRICT COURT

MIDDLE

District of

ALABAMA

WHITNEY NATIONAL BANK

ALIAS

SUMMONS IN A CIVIL ACTION

V.

SAFETY GUIDE OF ALABAMA LLC and
THOMAS J. MILLS

CASE NUMBER: 2:07-CV-414

TO: (Name and address of Defendant)

Safety Guide of Alabama, LLC
c/o David Martin
Copeland, Franco, Screws & Gill
Post Office Box 347
Montgomery, Alabama 36101-0347

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Dennis R. Bailey
Bowdy J. Brown
Rushton, Stakely, Johnston & Garrett
Post Office Box 270
Montgomery, Alabama 36101-0270

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK

Debra P. Hackett

DATE

6/11/07

(By) DEPUTY CLERK

K. J. [Signature]